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ELI LILLY AND COMPANY

By

Signature

Jeff Jones  
16 Aug 1988

PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Larry W. Hertel )  
Serial No.: 07/058,219 )  
Filed : June 4, 1987 ) Group Art Unit: 123  
For : DIFLUORO ANTIVIRALS AND ) Examiner: W. Davis  
INTERMEDIATE THEREFOR )  
Docket No.: X-5707B )

## INFORMATION DISCLOSURE STATEMENT III

Commissioner of Patents and Trademarks

Washington, D.C. 20231

Sir:

Applicant submits the enclosed patent document for the assistance of the Examiner in the consideration of the present case. Applicant regrets that the document was not supplied earlier; Applicant's attorney only became aware of it after the issuance of the present action, in the course of literature study concerning a different invention.

British Patent Application 2,125,401A shows nucleosides, said to be useful against Herpes diseases, which are desoxyuridine derivatives wherein the sugar moiety may have a single fluorine atom at the 2-position. The patent's compounds are therefore obviously distinct from the present nucleosides, which must have 2,2-difluoro substitution. It is also noticeable that the British application's base moieties have a saturated alkyl substituent on the ring, which is not permissible in any of the bases used in the present compounds.

Thus, the British application is not seen to be more important than the previously-cited articles and patents which show mono-fluoro compounds, but it is mentioned in order to complete the record and to assure that the Examiner is fully informed.

Respectfully submitted,



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